

Message

From: Frazer, Brian [Frazer.Brian@epa.gov]
Sent: 4/16/2018 2:46:50 PM
To: Weiler, Katherine [Weiler.Katherine@epa.gov]
CC: Eisenberg, Mindy [Eisenberg.Mindy@epa.gov]
Subject: RE: OWCD TPs and SO

404 Assumption:

FL -

- next face to face is April 24-26.
- Outstanding issues: Retained v assumable waters - USACE closed their PN requesting information on the navigable waters within the state 10 days early. **Ex. 5 Deliberative Process (DP)**
- **Ex. 5 Deliberative Process (DP)**
- Earliest state can finish rulemaking process is August 20. Thus their application to assume will be in early fall.
- You should, Matt and Trey will be receiving paper on how FL can address T&E species under an approved 404(g) program later this week.
- Staff is reviewing proposed changes to section 7 consultation provisions of ESA. This would affect proposals under consideration for FL.

MI -

- At the request of Aquilla Resources and direction of the RA, the region 5 staff, USACE and USFWS will meet with Aquilla Resources to "resolve" the agencies objections to the Back 40 permit along the Menominee river. The state is not invited. Note: As MDEQ is the permitting agency, EPA cannot remove objections until we receive and review the revised permit from MDEQ and review it for consistency with 404(b)(1) guidelines.
- At request of MDEQ, EPA is sending comments to MDEQ on potential impacts of pending legislation on approved CWA 402, 404 and CAA programs. Legislation will establish appeals boards and rule boards outside current scope and structure of approved programs.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Weiler, Katherine
Sent: Monday, April 16, 2018 10:12 AM
To: Frazer, Brian <Frazer.Brian@epa.gov>
Subject: RE: OWCD TPs and SO

I could be losing it...but I did not see anything on assumption in your attachment.

From: Frazer, Brian
Sent: Monday, April 16, 2018 9:07 AM
To: Weiler, Katherine <Weiler.Katherine@epa.gov>
Subject: Re: OWCD TPs and SO

Yes. I thought there was an Assumption write up as well.

Brian Frazer, Acting Director
Oceans, Wetlands and Communities Division
Office of Wetlands, Oceans and Watersheds
US EPA
202-566-1652

Sent from my iPhone

On Apr 16, 2018, at 9:05 AM, Weiler, Katherine <Weiler.Katherine@epa.gov> wrote:

Brian,
Just want to confirm that I have the correct document. The ESTP workshop and shout-out were part of last week's entries from OWCD. 😊

Katherine

From: Frazer, Brian
Sent: Friday, April 13, 2018 7:24 AM
To: Weiler, Katherine <Weiler.Katherine@epa.gov>
Subject: OWCD TPs and SO

Katherine,

Here are OWCD's TP and SO- Week of April 9th.

bf

*Brian Frazer, Acting Director
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